STEPHEN H. TURNER, SB# 89627
E-mail: Turner@lbbslaw.com
PATRIK JOHANSSON, SB# 231769
E-Mail: Johansson@lbbslaw.com
LEWIS BRISBOIS BISGAARD & SMITH LLP
221 North Figueroa Street, Suite 1200
Los Angeles, California 90012
Telephone: (213) 250-1800
Facsimile: (213) 250-7900

FILED ORIGINAL

08 APR -7 PM 4:04

CLERK, U.S. DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

BY: [signature] DEPUTY

Attorneys for Defendant, I.C. System Inc., a Minnesota Corporation, and I. Nelson, an employee of I.C. System Inc.

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

'08 CV 0630 JAH JMA

MICHAEL ALAN CROOKER, Plaintiff, v. ASSOCIATED RECOVERY SYSTEMS, Defendant.	CASE NO. **NOTICE OF REMOVAL OF ACTION UNDER 28 U.S.C. §1441(b) (Federal Question)**

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

PLEASE TAKE NOTICE that Defendant ASSOCIATED RECOVERY SYSTEMS hereby removes to this Court the state court action described below.

1. On February 29, 2008, an action was commenced in the Superior Court of the State of California, County of San Diego, North County, entitled Michael Alan Crooker v. Associated Recovery Systems, bearing case number 37-2008-00052009-CU-NP-NC attached hereto as Exhibit "A."

2. The first date upon which Defendants were served with said complaint was on March 18, 2008.

3. This action is a civil action of which this Court has original jurisdiction

LEWIS BRISBOIS BISGAARD & SMITH LLP
221 NORTH FIGUEROA STREET, SUITE 1200
LOS ANGELES, CALIFORNIA 90012-2601
TELEPHONE (213) 250-1800

under 28 U.S.C. §1331, and is one which may be removed to this Court by Defendant, Associated Recovery Systems pursuant to the provisions of 28 U.S.C. §1441(b) in that it arises under the Federal Fair Debt Collection Practices Act, 16 U.S.C. 1692, et. seq.

4. Associated Recovery Systems is the only Defendant in this matter

DATED: March 31, 2008

By________________________
Stephen H. Turner
Patrik Johansson
Attorneys for Defendant, Associated Recovery Systems

LEWIS BRISBOIS BISGAARD & SMITH LLP
221 NORTH FIGUEROA STREET, SUITE 1200
LOS ANGELES, CALIFORNIA 90012-2601
TELEPHONE (213) 250-1800

EXHIBIT A

SUM-100

SUMMONS
(CITACION JUDICIAL)

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

FILED
Clerk of the Superior Court
MAR 7 2008
By: Deputy

FILED
Clerk of the Superior Court
FEB 29 2008
By: Deputy
FILE STAMP CANCELLED

NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):
Associated Recovery Systems
960 S. Andreasen Drive
Escondido, CA 92029

YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):
Michael Alan Crooker 03631-158 (Pro se)
Federal Correctional Institution - 1 -
Victorville, P.O. Box 5300
Adelanto, CA 92301

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp/espanol/), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.courtinfo.ca.gov/selfhelp/espanol/) o poniéndose en contacto con la corte o el colegio de abogados locales.

The name and address of the court is:
(El nombre y dirección de la corte es):

CASE NUMBER:
(Número del Caso):
37-2008-00052009-CU-NP-NC

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
- ☐ HALL OF JUSTICE, 330 W. BROADWAY, SAN DIEGO, CA 92101-3827
- ☒ NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92081-6643
- ☐ EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020-3941
- ☐ RAMONA BRANCH, 1428 MONTECITO RD., RAMONA, CA 92065-5200
- ☐ SOUTH COUNTY DIVISION, 500 3RD AVE., CHULA VISTA, CA 91910-5649
- ☐ JUVENILE COURT, 2851 MEADOW LARK DR., SAN DIEGO, CA 92123-2792

The name, address, bar #, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is: Michael Crooker,
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
pro se, FCI-1-Victorville, PO Box 5300,
Adelanto, CA 92301

CLERK OF THE SUPERIOR COURT

DATE: MAR 0 7 2008
(Fecha)

Clerk, by J. Bako, Deputy
(Secretario) *(Adjunto)*

(For proof of service of this summons, use Proof of Service of Summons *(form POS-010).)*
(Para prueba de entrega de esta citatión use el formulario Proof of Service of Summons, *(POS-010)).*

[SEAL]

NOTICE TO THE PERSON SERVED: You are served
1. ☐ as an individual defendant.
2. ☒ as the person sued under the fictitious name of *(specify)*: Associated Recovery Systems
3. ☐ on behalf of *(specify)*:

under:
- ☐ CCP 416.10 (corporation)
- ☐ CCP 416.20 (defunct corporation)
- ☐ CCP 416.40 (association or partnership)
- ☐ CCP 416.60 (minor)
- ☐ CCP 416.70 (conservatee)
- ☐ CCP 416.90 (authorized person)
- ☐ other *(specify)*:

4. ☐ by personal delivery on *(date)*:

Form Adopted for Mandatory Use
Judicial Council of California

SUMMONS

Code of Civil Procedure §§ 412.20, 465

Michael Alan Crooker 03631-158
Federal Correctional Institution
- 1 - Victorville
P.O. Box 5300
Adelanto, CA 92301

Attorney for: Michael Alan Crooker, pro se

FILED
NORTH COUNTY DIVISION
2008 FEB 29 PM 4:07
CLERK-SUPERIOR COURT
SAN DIEGO, CA

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

MICHAEL ALAN CROOKER, PLAINTIFF, v. ASSOCIATED RECOVERY SYSTEMS, DEFENDANT.	NO. 37-2008-00052009-CU-NP-NC COMPLAINT FOR VIOLATIONS OF THE FAIR DEBT COLLECTION PRACTICES ACTS

FILED ON DEMAND
Incorrect format

JURISDICTION

(1) This is a civil action against a debt collector pursuant to the state and federal Fair Debt Collection Practices Acts. The Superior Courts of California have concurrent jurisdiction with the federal courts under 15 U.S.C. 1692k(d).

PARTIES

(2) The plaintiff, Michael Alan Crooker, resides at the Federal Correctional Institution - 1 - Victorville, P.O. Box 5300, Adelanto, CA 92301. Plaintiff's street address is 13777 Air Expressway Blvd., Victorville, CA 92394.

(3) The defendant, Associated Recovery Systems, has a business address of 960 S. Andreasen Drive, Escondido, CA 92029 and is a debt collector as defined in 15 U.S.C. 1692a(6).

FACTS

(4) Defendant debt collector purchased consumer debt of the plaintiff's which had become delinquent due to plaintiff's detention by federal authorities.

(5) Defendant has bombarded plaintiff's family members with many demand letters while plaintiff has been detained.

(6) Defendant has telephoned plaintiff's family members at unusual hours of the daytime and nighttime.

(7) Defendant's contacts have continued even though they were informed that plaintiff is in official detention.

(8) Defendant has threatened plaintiff's family that he would be charged with credit fraud and his detention lengthened if the debt was not paid.

LEGAL CLAIMS

(9) The facts described above in paragraphs (5) through (8) constitute violations of 15 U.S.C. 1692c(b), 1692c(a)(1), 1692d(5), 1692d(6), 1692e(4) and also California state law.

RELIEF

WHEREFORE, plaintiff requests $100,000 in compensatory damages, attorney's fees and costs, a jury trial on all issues triable, and such other and further relief as the court deems just and proper.

Respectfully submitted,

[signature]

Michael Alan Crooker, pro se
Prisoner No. 03631-158
Federal Correctional Institution - 1 -
Victorville
P.O. Box 5300
Adelanto, CA 92301

Dated: February 25, 2008

PROOF OF SERVICE
Crooker v. Associated Recovery Systems
File No. Pending

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012.

On April 7, 2008, I served the following document described as **NOTICE OF REMOVAL OF ACTION UNDER 28 U.S.C. §1441(b) (Federal Question)** on all interested parties in this action by placing [X] a true copy [ ] the original thereof enclosed in sealed envelopes addressed as follows:

Michael Alan Crooker (Pro-Se)
Prisoner No. 03631-158
Federal Correctional Institution - 1-Victorville
P.O. Box 5300
Adelanto, California 92301

[X] (BY MAIL, 1013a, 2015.5 C.C.P.)

[ ] I deposited such envelope in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid.

[X] I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, this document will be deposited with the U.S. Postal Service on this date with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

[ ] (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

[X] (FEDERAL) I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on April 7, 2008, at Los Angeles, California.

Stephanie Hickman

LEWIS BRISBOIS BISGAARD & SMITH LLP
221 NORTH FIGUEROA STREET, SUITE 1200
LOS ANGELES, CALIFORNIA 90012-2601
TELEPHONE (213) 250-1800

JS 44 (Rev. 11/04)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS

MICHAEL ALAN CROOKER

DEFENDANTS

ASSOCIATED RECOVERY SYSTEMS

'08 CV 0630 JAH JMA

(b) County of Residence of First Listed Plaintiff Adelanto, CA
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant
(IN U.S. PLAINTIFF CASES ONLY)
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

Attorneys (If Known)
PATRIK JOHANSSON, SB# 231769
LEWIS BRISBOIS BISGAARD & SMITH LLP
221 North Figueroa Street, Suite 1200
Los Angeles, CA 90012
213.250.1800

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- [ ] 1 U.S. Government Plaintiff
- [X] 3 Federal Question (U.S. Government Not a Party)
- [ ] 2 U.S. Government Defendant
- [ ] 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)
(For Diversity Cases Only)

	PTF	DEF		PTF	DEF
Citizen of This State	☐ 1	☐ 1	Incorporated *or* Principal Place of Business In This State	☐ 4	☐ 4
Citizen of Another State	☐ 2	☐ 2	Incorporated *and* Principal Place of Business In Another State	☐ 5	☐ 5
Citizen or Subject of a Foreign Country	☐ 3	☐ 3	Foreign Nation	☐ 6	☐ 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT
- [ ] 110 Insurance
- [ ] 120 Marine
- [ ] 130 Miller Act
- [ ] 140 Negotiable Instrument
- [ ] 150 Recovery of Overpayment & Enforcement of Judgment
- [ ] 151 Medicare Act
- [ ] 152 Recovery of Defaulted Student Loans (Excl. Veterans)
- [ ] 153 Recovery of Overpayment of Veteran's Benefits
- [ ] 160 Stockholders' Suits
- [ ] 190 Other Contract
- [ ] 195 Contract Product Liability
- [ ] 196 Franchise

REAL PROPERTY
- [ ] 210 Land Condemnation
- [ ] 220 Foreclosure
- [ ] 230 Rent Lease & Ejectment
- [ ] 240 Torts to Land
- [ ] 245 Tort Product Liability
- [ ] 290 All Other Real Property

TORTS

PERSONAL INJURY
- [ ] 310 Airplane
- [ ] 315 Airplane Product Liability
- [ ] 320 Assault, Libel & Slander
- [ ] 330 Federal Employers' Liability
- [ ] 340 Marine
- [ ] 345 Marine Product Liability
- [ ] 350 Motor Vehicle
- [ ] 355 Motor Vehicle Product Liability
- [ ] 360 Other Personal Injury

PERSONAL INJURY
- [ ] 362 Personal Injury - Med. Malpractice
- [ ] 365 Personal Injury - Product Liability
- [ ] 368 Asbestos Personal Injury Product Liability

PERSONAL PROPERTY
- [ ] 370 Other Fraud
- [ ] 371 Truth in Lending
- [ ] 380 Other Personal Property Damage
- [ ] 385 Property Damage Product Liability

CIVIL RIGHTS
- [ ] 441 Voting
- [ ] 442 Employment
- [ ] 443 Housing/ Accommodations
- [ ] 444 Welfare
- [ ] 445 Amer. w/Disabilities- Employment
- [ ] 446 Amer. w/Disabilities- Other
- [ ] 440 Other Civil Rights

PRISONER PETITIONS
- [ ] 510 Motion to Vacate Sentence
- Habeas Corpus:
- [ ] 530 General
- [ ] 535 Death Penalty
- [ ] 540 Mandamus & Other
- [ ] 550 Civil Rights
- [ ] 555 Prison Condition

FORFEITURE/PENALTY
- [ ] 610 Agriculture
- [ ] 620 Other Food & Drug
- [ ] 625 Drug Related Seizure of Property 21 USC 881
- [ ] 630 Liquor Laws
- [ ] 640 R.R. & Truck
- [ ] 650 Airline Regs.
- [ ] 660 Occupational Safety/Health
- [ ] 690 Other

LABOR
- [ ] 710 Fair Labor Standards Act
- [ ] 720 Labor/Mgmt. Relations
- [ ] 730 Labor/Mgmt. Reporting & Disclosure Act
- [ ] 740 Railway Labor Act
- [ ] 790 Other Labor Litigation
- [ ] 791 Empl. Ret. Inc. Security Act

BANKRUPTCY
- [ ] 422 Appeal 28 USC 158
- [ ] 423 Withdrawal 28 USC 157

PROPERTY RIGHTS
- [ ] 820 Copyrights
- [ ] 830 Patent
- [ ] 840 Trademark

SOCIAL SECURITY
- [ ] 861 HIA (1395ff)
- [ ] 862 Black Lung (923)
- [ ] 863 DIWC/DIWW (405(g))
- [ ] 864 SSID Title XVI
- [ ] 865 RSI (405(g))

FEDERAL TAX SUITS
- [ ] 870 Taxes (U.S. Plaintiff or Defendant)
- [ ] 871 IRS - Third Party 26 USC 7609

OTHER STATUTES
- [ ] 400 State Reapportionment
- [ ] 410 Antitrust
- [ ] 430 Banks and Banking
- [ ] 450 Commerce
- [ ] 460 Deportation
- [ ] 470 Racketeer Influenced and Corrupt Organizations
- [X] 480 Consumer Credit
- [ ] 490 Cable/Sat TV
- [ ] 810 Selective Service
- [ ] 850 Securities/Commodities/ Exchange
- [ ] 875 Customer Challenge 12 USC 3410
- [X] 890 Other Statutory Actions
- [ ] 891 Agricultural Acts
- [ ] 892 Economic Stabilization Act
- [ ] 893 Environmental Matters
- [ ] 894 Energy Allocation Act
- [ ] 895 Freedom of Information Act
- [ ] 900 Appeal of Fee Determination Under Equal Access to Justice
- [ ] 950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)

- [ ] 1 Original Proceeding
- [X] 2 Removed from State Court
- [ ] 3 Remanded from Appellate Court
- [ ] 4 Reinstated or Reopened
- [ ] 5 Transferred from Another district (specify)
- [ ] 6 Multidistrict Litigation
- [ ] 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing **(Do not cite jurisdictional statutes unless diversity)**:
15 U.S.C. 1692 k(d)

Brief description of cause: Plaintiff is claiming violations of the Fair Debt Collection Practices Act.

VII. REQUESTED IN COMPLAINT:

- [ ] CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND $ 0.00

CHECK YES only if demanded in complaint:
JURY DEMAND: [X] YES [ ] NO

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE ______ DOCKET NUMBER ______

DATE: April 3, 2008

SIGNATURE OF ATTORNEY OF RECORD: Patrik Johansson

FOR OFFICE USE ONLY

RECEIPT # 149480 AMOUNT $350 APPLYING IFP 4/7/08 JUDGE ______ MAG. JUDGE ______

PROOF OF SERVICE

Crooker v. Associated Recovery Systems
File No. Pending

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012.

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Michael Alan Crooker (Pro-Se)
Prisoner No. 03631-158
Federal Correctional Institution - 1-Victorville
P.O. Box 5300
Adelanto, California 92301

[X] (BY MAIL, 1013a, 2015.5 C.C.P.)

[ ] I deposited such envelope in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid.

[X] I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, this document will be deposited with the U.S. Postal Service on this date with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

[ ] (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

[X] (FEDERAL) I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on April 7, 2008, at Los Angeles, California.

Stephanie Hickman

LEWIS BRISBOIS BISGAARD & SMITH LLP
221 NORTH FIGUEROA STREET, SUITE 1200
LOS ANGELES, CALIFORNIA 90012-2601
TELEPHONE (213) 250-1800

UNITED STATES
DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
SAN DIEGO DIVISION

149480 - KD

April 07, 2008
16:03:03

Civ Fil Non-Pris
USAO #.: 08CV0630
Judge..: JOHN A HOUSTON
Amount.: $350.00 CK
Check#.: BC 56471

Total-> $350.00

FROM: CIVIL FILING
CROOKER V. ASSOCIATED RECOVERY
SYSTEMS